

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

THE APPLICATION OF JEFFREY JON)
GIBERSON, DOING BUSINESS AS)
EXECUTONE EXPRESS, FOR TEMPORARY)
AUTHORITY TO CONDUCT OPERATIONS) DOCKET NO. 92A-407BY-TA
AS A CONTRACT CARRIER BY MOTOR)
VEHICLE FOR HIRE.)
- - - - -)

**COMMISSION ORDER GRANTING
TEMPORARY AUTHORITY**

Mailed date: September 30, 1992
Adopted date: September 23, 1992

STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. On September 8, 1992, Jeffrey Jon Giberson, doing business as Executone Express, filed Docket No. 92A-407BY-TA for temporary authority to conduct operations as a contract carrier by motor vehicle for hire for the transportation of books, galleys, manuscripts, interoffice correspondence, mail, checks, money orders, bank drafts, computer tapes, computer printouts, computer supplies and equipment, audio visual equipment, camera equipment, and art work between all points in the County of El Paso, State of Colorado. Restricted to providing service for only Shepard's McGraw Hill, Inc.

2. The Commission gave notice of the application on September 14, 1992.

3. By § 40-6-120, C.R.S., the application for temporary authority is under consideration for a Commission order.

4. Section 40-6-120(1), C.R.S., authorizes the Commission to grant temporary authority when there appears to be "... an immediate

and urgent need to any point or within a territory having no carrier service capable of meeting such need."

5. The support filed on behalf of this application indicates that shipper needs a daily, scheduled courier service, using dedicated equipment and a dedicated driver performing the service each day. Having the same driver perform the service each day will insure, for shipper, the driver's familiarity with the pickups and deliveries necessary for shipper.

The shipper has conducted its own research of carrier, courier services within El Paso County, and found that its needs cannot be satisfied. No other courier will provide the same driver daily, and no other courier will dedicate its equipment and service to the shipper's needs.

6. The Commission finds due to the facts stated in paragraph 5 above, there is an immediate and urgent need for additional transportation services. The Commission will grant the application.

7. The Applicant has adequate equipment and financial resources to begin immediate service within the scope of the authority sought and is willing, ready, and able to operate under all Commission rules and regulations governing carriers by motor vehicle.

8. This application for temporary authority is in the public interest and should be granted.

9. The Applicant is advised that the granting of an temporary authority makes no presumption that permanent authority will be granted.

THEREFORE THE COMMISSION ORDERS THAT:

1. Jeffrey Jon Giberson, doing business as Executone Express, is granted temporary authority to conduct operations as a contract carrier by motor vehicle for hire for a period of 180 days commencing from the mailed date of this order, with authority as set forth in the attached Appendix.

2. Jeffrey Jon Giberson, doing business as Executone Express, shall not commence operation until all requirements have been met and notice in writing has been received from the Commission that the Applicant is in compliance and may begin service.

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3. The 20-day time period provided by § 40-6-114(1), C.R.S., to file an application for rehearing, reargument, or reconsideration shall begin on the first day after the Commission mails or serves this decision.

4. This Order is effective on its date of mailing.

DONE IN OPEN MEETING September 23, 1992.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

ORDER-HY

Appendix A
Page 1 of 1 Page
Decision No. C92-1214
Docket No. 92A-407BY-TA
September 23, 1992

Transportation of

books, galleys, manuscripts, interoffice correspondence, mail, checks, money orders, bank drafts, computer tapes, computer printouts, computer supplies and equipment, audio visual equipment, camera equipment, and art work,

between all points in the County of El Paso, State of Colorado.

Restricted to providing service for only Shepard's McGraw Hill, Inc.

ORDER-HY

APPLICANT:

Jeffrey Jon Giberson
dba Executone Express
6690 Brook Forest Drive
Colorado Springs, CO 80911

ROUTE:

1
2
3
4
6-Docketing
9
10
15
20
30
31 (5 copies)
40 (7 copies)
50
60
Black Book
Text Management
Operating Rights Unit
DMS (plus certificate)
ORDER-HY